

Attorney Docket: BP0207-US3


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No: 10/765,267 Confirmation No. 9577
Date Filed: January 27, 2004
Application Title: Compositions And Kits Pertaining To Analyte Determination
Applicants: Pappin et al.
Group Art Unit: 1626
Examiner: Nyeemah, Grazier
Action Date: September 20, 2006
Action Type: Notice Of Allowance

Certificate of Facsimile Transmission Pursuant to:
37 C.F.R. § 1.8

I hereby certify that this correspondence is being facsimile transmitted (Fax No. 571-273-8300) and addressed to: Mail Stop: Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 19th day of December, 2006.


Patricia E. Tocci

CLARIFICATION &
COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
Dear Sir or Madam:

I. CLARIFICATION

At page 3, Section C of the Detailed Action dated September 20, 2006, the Examiner requested a clarification to the statement: "Interview Summary prepared by Examiner Riley on May 25, 2006." (See page 17 of the applicant response filed on June 8, 2006)

The Examiner is correct that this reference to Examiner Riley was made in error. The Examiner is thanked for seeking clarification to the record on this point.

However, an interview was conducted on May 25, 2006 by Attorney Gildea with Examiner Grazier and Examiner Saeed. No record of said interview appears to have been filed by the Examiner (see the PAIR records). If appropriate, correction is requested.

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II. COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

It is believed that there are various basis for patentability of the present invention, not necessarily only those discussed by the Examiner under the heading: "Reasons for Allowance" on page 5 of the action dated September 20, 2006.

III. CORRESPONDENCE/CUSTOMER NUMBER

Please send all correspondence pertaining to this document to:

Brian D. Gildea, Esq.
Applied Biosystems
500 Old Connecticut Path
Framingham, MA 01701

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Respectfully submitted
On behalf of Applicants,


Brian D. Gildea, Esq.; Reg. No. 39,995

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Legal Department

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To:	Commissioner of Patents & Trademarks US Patent and Trademark Office Mail Stop: Amendment	From:	Pat Tocci, IP Paralegal for Brian D. Gildea, Reg. No. 39,995			
		Tel:	508.383.7682	Mail Stop: B3N-Legal		
Fax:	571-273-8300 (USPTO Central Fax)	E-Mail:	toccipe@appliedbiosystems.com			
Date:	December 19, 2006	Pages:	10 (including cover sheet)			
Re:	U.S. Serial No. 10/765,267 Filed: January 27, 2004 Title: Compositions and Kits Pertaining to Analyte Determination Our Ref No. BP0207US3					

Attached are the following:

- Amendment Under 37 C.F.R. § 1.312
- Clarification & comments on Statement of Reasons for Allowance
- Issue Fee and Publication Fee Transmittal
- Part B – Fee(s) Transmittal

Should you have any questions, please contact me at 508-383-7682.

Thank you.

Pat Tocci
IP Paralegal

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Case No. BP0207-US3

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In re Application of

Pappin, Darryl J.C. et al.

Serial No.: 10/765,267

Filed: January 27, 2004

For: Compositions and Kits Pertaining to
Analyte Determination

Confirmation No. 9577

) Group Art Unit: 1626

) Examiner: Nyeemah, Grazier

CERTIFICATE OF MAILING

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Sir:

Per the Notice of Allowance mailed 9/20/06, please charge the issue fee of \$1,400.00 and publication fee of \$300.00 (for a total of \$1,700.00) for the above-referenced case to Deposit Account No. 01-2213 (Order No. BP0207-US3).

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR § 1.16 and 1.17, or credit overpayment to Deposit Account No. 01-2213 (Order No. BP0207-US3). A duplicate of this sheet is enclosed.

Respectfully submitted,

Date: December 19, 2006


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